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JUN 16 2004

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

OFFICIAL

Attorney Docket No. 9346

Application of:

Joseph M. Lindacher

Art Unit: 2876

Serial No.: 09/878,462

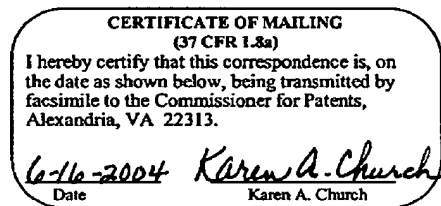
Examiner: D. Walsh

Filed: June 11, 2001

For: **METHODS AND APPARATUS FOR DETERMINING A POSITION
OF A ROTATING OPTICAL ELEMENT IN A BAR CODE SCANNER**

AMENDMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450



Sir:

In response to the Office Action mailed February 3, 2004, please enter the following Amendment and Remarks:

IN THE CLAIMS

Please cancel claims 2-4, 11, and 15.

Please amend claims 1, 5, 10, 12, and 14.

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CERTIFICATION OF FACSIMILE TRANSMISSION

Sir:

I hereby certify that the following papers are being
facsimile transmitted to the Patent and Trademark Office on the
date shown below to Fax No. (703) 872-9306.

Fee Transmittal Sheet - 1 page

Amendment - 7 pages

Terminal Disclaimer - 2 pages

June 16, 2004
Date

Karen A. Church
Printed name of person signing

Karen A. Church
Signature

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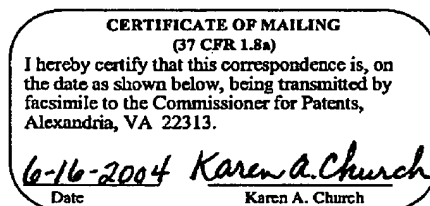
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Sir:

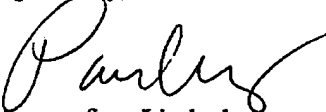
Transmitted herewith for filing is a Response to the Notice of Non-Compliant Amendment
dated June 4, 2004.

_____ No additional fee is required.

X Please charge any additional fees to the account of NCR Corporation,
Deposit Account No. 14-0225.

Our telephone number is: (937) 445-2990.

Respectfully,


Attorney for: Lindacher